IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 24TH MAY 2007 / 3RD JYAISHTA 1929

WP(C).No. 15429 of 2007(J)

PETITIONER:

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1. SURESH KUMAR C.P., HEAD OF SECTION IN COMPUTER ENGINEERING, GOVERNMENT POLYTECHNIC COLLEGE, VENNIKULAM.

2. GOVERNMENT POLYTECHNIC TECHNICAL STAFF ASSOCIATION, (REGISTERED TRADE UNION), (REPRESENTED BY ITS PRESIDENT, SURESH KUMAR C.P., HEAD OF SECTION IN COMPUTER ENGINEERING, GOVT. POLYTECHNIC COLLEGE,(VENNIKULAM), T.C.NO.50/1277, CHALIAN, KARAMANA, THIRUVANANTHAPURAM.

BY ADV. SRI.AJITH NARAYANAN

RESPONDENTS:

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1. THE DIRECTOR OF TECHNICAL EDUCATION, DIRECTORATE OF TECHNICAL EDUCATION, THIRUVANANTHAPURAM - 23.

2. THE DEPUTY SECRETARY TO GOVERNMENT, HIGHER EDUCATION (L) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

3. THE PRINCIPAL SECRETARY, HIGHER EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

4. STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVT.PLEADERSRI.A.J. VARGHESE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

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W.P(C) No. 15429 of 2007

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Dated this the 24th day of May, 2007.

J U D G M E N T

Having heard learned counsel for the petitioners and the learned Government Pleader and having perused the materials placed on record, I am of the view that the contentions urged by the petitioners in this writ petition need not be dealt with elaborately at this stage. Petitioners have got a grievance that relevant norms and guidelines have been ignored while preparing the list of candidates for general transfer in the Department of Technical Education. Petitioners point out two such instances as revealed from Exts.P4 and P5. It is contended by them that the final list reportedly contains several such anomalous instances. Petitioners have alleged bias and favouritism. I hasten to add that it is for the authority concerned to look into the grievances aired by the petitioner. Learned counsel for the petitioners submits that petitioners would be satisfied if an appropriate direction is issued to respondent No.3 to take a decision on Ext.P6 in which petitioners are stated to have highlighted all their grievances.

2. Learned Government Pleader submits that the contentions urged by the petitioners appear to be mere apprehensions based on conjectures. He further submits that an appropriate decision on Ext.P6 will be taken without any delay.

3. In the above facts and circumstances the writ petition is disposed of with a direction to respondent No.3 to consider and pass orders on Ext.P6 strictly on its merit and in accordance with law as

expeditiously as possible, at any rate within one month from the date of receipt of a copy of this judgment. Needless to mention that authorised representatives of the petitioners and other organizations of employees, if any, shall be afforded sufficient opportunity to be heard before any decision is taken. It shall also be considered by the competent authority as to whether a provisional list of candidates due for general transfer has to be issued, for eliciting response from the representative organizations of employees in the Department before publishing the final list.

A.K. Basheer

Judge.

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